

## REMARKS

### **Pending Claims:**

In this application, claims 7-9; 18-24 and 27-30 are currently pending.

### **Drawings:**

Fig. 9 as filed in the original application shows the lack of an occlusion balloon on the sheath and the sheath in the vessel to allow blood flow in the vessel. The specification has been amended to support the language in the claims. A drawing correction adding reference numerals is provided for the approval of the Examiner.

### **Rejection under 35 U.S.C. §112 (paragraph 1)**

The lack of an occlusion balloon has been supported in the specification as amended.

### **Rejection under 35 U.S.C. §102(b)**

Claims 7-9 18-24 28 29 and 30 all have the limitation "said sheath not having an occlusion balloon thereon such that said sheath partially blocks the vessel but allowing some blood flow in the vessel ". This language distinguishes the claims from the Neracher reference '482 which shows a proximal occlusion balloon as element 14 in Figure 4. Because of this limitation the claims do not read on Neracher.

Claims 7-9 and 18-24 28, 29 and 30 all have the limitation " said sheath not having an occlusion balloon thereon such that said sheath partially blocks the vessel but allowing some blood flow in the vessel". This language distinguishes the claims from Carbo which shows a proximal occlusion balloon on the sheath labeled as item 44 in Fig. 4 or 5.

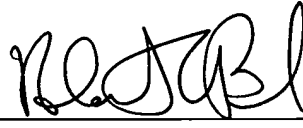
Claims 7 and 28 have each have the limitation "said therapy balloon completely occluding said vessel during the delivery of therapy". This language distinguishes the inventions from Fischell '425. In Fischell the "balloon" structure seen deployed in Fig. 7 engages the wall of the artery at only a few points thus allowing flow past the structure into the collection lumen 28. The applicants claim does not cover this structure as the "therphy balloon" called for by the applicant must substantially fully occlude the vessel during therapy.

### CONCLUSION

All of the claims remaining in this application should now be seen to be in condition for allowance. The prompt issuance of a notice to that effect is solicited.

Respectfully submitted,  
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By its attorneys:

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